

PATENT
ATTORNEY DOCKET NO. 73713

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|------------------|--|---|---|
| Applicant: | Pat L. Gordon |) | Confirmation No. 1111 |
| Application No.: | 09/466,387 |) | |
| Filed: | December 17, 1999 |) | |
| Title: | GASTRIC STIMULATOR APPARATUS AND METHOD FOR USE |) | I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Mail Stop ISSUE FEE , Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date. |
| Group Art Unit: | 3762 |) | |
| Examiner: | Schaetzle, Kennedy |) | |
| Customer No.: | 22242 |) | |

CERTIFICATE OF MAILING

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with the United States Postal Service with sufficient
postage as first class mail in an envelope addressed
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Patents, P.O. Box 1450, Alexandria, VA 22313-1450,
on this date.

12/2/04 Donna E. Becker
Date Donna E. Becker
Registration No. 44,529
Attorney for Applicant(s)

Information Disclosure Statement

Mail Stop **ISSUE FEE**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants respectfully request that the attached Information Disclosure Statement (IDS) be placed in the above-identified file prior to issuance.

This is the third time this IDS and Form PTO-1449 are being submitted. The IDS and Form PTO-1449 were originally filed on April 25, 2000 (OIPE stamp May 1, 2000). The IDS and Form PTO-1449 were then filed a second time, on May 24, 2004 (OIPE stamp May 27, 2004), in response to the Examiner's request. Copies of the returned postcards with the OIPE stamps are also attached to verify these filing dates.

Application Serial No. 09/466,387
Examiner: Schaetzle, Kennedy
Art Unit: 3762

Docket No. 73713

CONCLUSION

The Commissioner is hereby authorized to charge any additional fees which may be required in the Application to Deposit Account No. 06-1135.

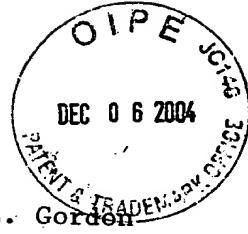
Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

By: Donna E. Becker
Donna E. Becker
Registration No. 44,529

Date: December 2, 2004

FITCH, EVEN, TABIN & FLANNERY
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Chicago, IL 60603-3406
Telephone: (312) 577-7000
Facsimile: (312) 577-7007



Docket No. 3581/004

Applicant Pat L. Gordon

Serial No. 09/466,387

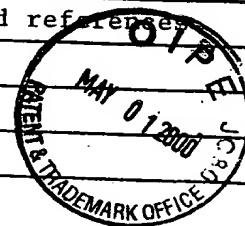
Filed December 17, 1999

*Receipt is hereby acknowledged of the
Supplemental Information Disclosure Statement;
PTO-1449 Form, together with cited references.*

Dated April 25, 2000

Filed in connection with the above case.

COMMISSIONER OF PATENTS
AND TRADEMARKS





3581/004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Pat L. Gordon
Serial No. : 09/466,387
Filed : December 17, 1999
For : GASTRIC STIMULATOR APPARATUS AND METHOD FOR USE
Group Art Unit : 3737

Hon. Assistant Commissioner
for Patents
Washington, D.C. 20231

New York, New York
April 25, 2000

SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.56 and 1.97,
applicant wishes to call the attention of the Examiner to the
following reference(s):

U.S. Patents 5,836,994
 5,995,872
 5,690,691

These references are also listed on the attached Form
PTO-1449 (submitted in duplicate), and a copy of each reference
is enclosed.

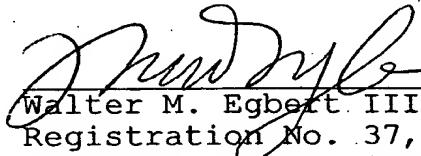
It is respectfully requested that the above-listed
documents be fully considered by the Patent and Trademark Office

during the examination of this application. Applicant requests that a copy of Form PTO-1449, as considered and initialed by the Examiner, be returned with the next communication.

To the best of applicant's knowledge, this Information Disclosure Statement is being filed before the mailing of a first Office Action. Pursuant to 37 C.F.R. § 1.97(b), no fee is required in connection with this Information Disclosure Statement. However, the Commissioner is hereby authorized to charge all fees required in connection with this Information Disclosure Statement to Deposit Account No. 06-1075. A duplicate copy of this Information Disclosure Statement is enclosed.

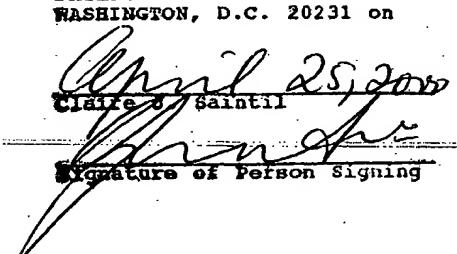
An early and favorable action is respectfully requested.

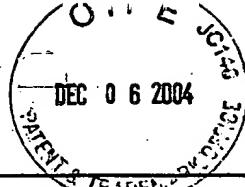
Respectfully submitted,


Walter M. Egbert III
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Attorney for Applicant
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1251 Avenue of the Americas
New York, New York 10020
Tel.: (212) 596-9000

I Herby Certify that this Correspondence is being Deposited with the U.S. Postal Service as First Class Mail in an Envelope Addressed to: ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231 on

April 25, 2005
Claire S. Saintil


Signature of Person Signing



Sheet 1 of 1

| | | | |
|--|--|------------------------------|--------------------------|
| FORM PTO-1449 | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | ATTY. DOCKET NO. 3581/004 | SERIAL NO. 09/466,387 |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT | | APPLICANT Pat L. Gordon | |
| | | FILING DATE 12/17/1999 | GROUP 3737 |

U.S. PATENT DOCUMENTS

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not conformance and not considered. Include copy of this form with next communication to applicant.